

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

RICHARD LESLIE HATFIELD,) CASE NO. C07-0296-JCC
Plaintiff,)
v.) ORDER DISMISSING § 1983
MANFRED STUMPF, et al.,) ACTION
Defendants.)
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The Court, having reviewed the Report and Recommendation of the Honorable Mary Alice Theiler, United States Magistrate Judge, any objections thereto, and the balance of the record, does hereby ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) The complaint and this § 1983 action are DISMISSED without prejudice for failure to state a claim upon which relief may be granted. *See* 28 U.S.C. § 1915(e)(2)(B)(ii);
- (3) This dismissal shall count as a dismissal under 28 U.S.C. § 1915(g);
- (4) Plaintiff's motion for a temporary restraining order (Dkt. #11) is DENIED as moot; and

01 (5) The Clerk is directed to send copies of this Order to plaintiff and to Judge Theiler.

02 DATED this 4th day of June, 2007.

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John C. Coughenour
United States District Judge